IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SECOND APPEAL No 94 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE M.C.PATEL

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

GUJ.STATE ROAD TRANSPORT CORP

Versus

PUSHKARRI ODHAVJI

Appearance:

MR HARDIK C RAWAL for Appellant

MR GM JOSHI for Respondent

CORAM : MR.JUSTICE M.C.PATEL

Date of decision: 12/02/2002

ORAL JUDGEMENT

Heard the learned counsel for the respective parties. The learned counsel for the respondent, whose dismissal from service has been set aside by the courts below, states that the respondent gives up 50% of the

backwages from the date of dismissal till the date on which the respondent would have retired, if he had been reinstated in service pursuant to the decree of the Appellate Court. The learned counsel for the appellant states that the remaining 50% of the wages will be paid to the respondent within 12 weeks from today. The appeal is accordingly disposed of. The decree passed by the Appellate Court shall stand modified to the aforesaid extent. Since the appeal is being disposed of on a consensus arrived at between the parties, it is not necessary to decide the substantial questions of law which were formulated at the time of admission, though there is considerable substance in the contentions raised on behalf of the appellant.

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